

**ONE OF FOUR
JUDGES**

**HEARS FRANK
MOTION?**

Judgeships Certain to
Change

Before Motion for New
Trial Is Brought

It was stated on good authority Monday that Judge B. H. Hill of the state court of appeals, recently appointed by Governor Slaton to the new judgeship in Fulton county's superior court, will resign his position in the court of appeals on October 11; and that Judge Roan, now presiding in the criminal division of the Fulton court, recently appointed to succeed Judge Hill on the court of appeals, will continue upon the bench of the Stone Mountain circuit until about the same date.

There has been much conjecture upon this point, for it involves incidentally the matter of what judge will hear the Frank motion for a new trial in the Mary Phagan murder case.

The law creating the new judgeship does not specify any of the four superior court judges of Fulton to hear criminal cases. If the Frank motion, set for October 4, is heard before October 11, as it probably will not be, Judge Roan will consider it. If it goes beyond that date, the four superior court judges, including Judge Hill will confer and designate one of their number to hear the Frank motion. Therefore, Judge Pendleton may hear it, or Judge Bell, Judge Ellis or Judge Hill.
